IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 14TH MARCH 2007 / 23RD PHALGUNA 1928

WP(C).No. 33800 of 2003(W)

PETITIONER:

THE PRESIDENT,
MORAYUR SERVICE CO-OPERATIVE BANK LTD.NO.D.1938,
MORAYUR, MALAPPURAM DISTRICT.

BY ADV. SRI.M.P.PRAKASH.

RESPONDENTS:
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1. **JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (GENERAL) MALAPPURAM.**

2. **P.VASUDEVAN, JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES(GENERAL), MALAPPURAM.**

3. **E.UNNIPOKKU,**
   SEENATH MANZIL,ARIMBRA P.O. MALAPPURAM DISTRICT.

BY ADV. SRI.P.SAMSUDIN,
GOVERNMENT PLEADER SMT. DEEPA.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 14/03/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.33800/2003:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE RESOLUTION DTD. 28/03/2003 OF THE MANAGING COMMITTEE.

EXT.P.2: COPY OF THE SUSPENSION ORDER DTD. 28/03/2003 ISSUED TO THE R.3.

EXT.P.3: COPY OF THE MEMO OF CHARGES DTD. 24/05/2003.

EXT.P.4: COPY OF THE LETTER DTD. 24/05/2003 OF THE R.1.

EXT.P.5: COPY OF THE LETTER DTD. 10/06/2003 OF THE R.1.

EXT.P.6: COPY OF THE LETTER DTD. 27/06/2003 OF THE R.1.

EXT.P.7: COPY OF THE LETTER DTD. 30/08/2003 OF THE R.1.

EXT.P.8: COPY OF THE PETITION DTD. 07/04/2003 OF THE R.3.

EXT.P.9: COPY OF THE COUNTER STATEMENT DTD. 12/09/2003.

EXT.P.10: COPY OF THE LETTER DTD. 06/09/2003 OF THE R.1.

EXT.P.11: COPY OF THE LETTER DTD. 12/09/2003 OF THE R.1.

EXT.P.12: COPY OF THE LETTER DTD. 27/09/2003 OF THE R.1.

EXT.P.13: COPY OF THE PROCEEDINGS OF THE R.1.

//TRUE COPY//

prv.

KURIAN JOSEPH, J.

W.P.(C) No.33800 OF 2003

Dated 14th March, 2007.

J U D G M E N T

The writ petition is filed mainly with the following prayers :-

> (i) "To call for the records leading to Exts.P10 to P13 and to quash the same by the issuance of a writ of certiorari or any other appropriate writ, direction or order.
>
> (ii) To issue an appropriate writ, direction or order permitting the Bank, the Morayur Service Cooperative Bank to proceed with the domestic enquiry initiated against the 3rd respondent."

There is no counter affidavit. The writ petition is hence disposed of in terms of the interim order dated 29.10.2003 making it clear that in case the third respondent is aggrieved by the orders passed in the disciplinary proceedings, it will be open to him to pursue the same in appropriate proceedings.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J

O.P.No. of 2002

J U D G M E N T

Dated 14th March, 2007.